**IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL**
**ORIGINAL JURISDICTION**

Dated : Nainital the 29th day of June 2005
Criminal Misc. Bail Application No. 564/2005
**Order on the bail application of accused**

**CRIMINAL SIDE**

Usman
S/o Sri Mansoor
R/o Mohalla, Bhawanigunj, Ramnagar
P.S. Ramnagar
District- Nainital, Uttranchal .....Applicant

Versus

State of Uttaranchal .....Opposite Party

Arising out of case crime No. 1108/2005
U/s 18/20 NDPS Act
P.S. Ramnagar
District- Nainital

---

**Hon'ble J.C.S. Rawat, J.**

Heard Sri R.S. Sammal learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. This is the case of recovery of 3.5 KG of 'Poppy Straw', which is not a commercial quantity. The learned counsel for the applicant contended that the quantity, which has been recovered from the possession of the applicant is in between the small quantity and the commercial quantity. The applicant has no criminal history. Considering the facts and totality of the circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(**J.C.S. Rawat, J.**)

Dated: 29.06. 2005
LSR